



13281 U.S. PTO
102403

PATENT

Customer Number 22,852
Attorney Docket No. 02481.1687-03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Mail Stop Patent Application

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Prior Application Art Unit: 1625 Prior Application Examiner: R. Desai

SIR: This is a request for filing a

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Continuation Continuation-in-Part Divisional Application under 37 C.F.R. § 1.53(b) of pending prior Application No. 10/252,385 filed on September 24, 2002 of Joachim BRENDL et al. for 2'-SUBSTITUTED 1,1'-BIPHENYL-2-CARBOXAMIDES, PROCESSES FOR THEIR PREPARATION, THEIR USE AS MEDICAMENTS, AND PHARMACEUTICAL PREPARATIONS COMPRISING THEM.

1. Enclosed is a complete copy of the prior application including the oath or Declaration and drawings, if any, as originally filed. I hereby verify that the attached papers are a true copy of prior Application No. 10/252,385 as originally filed on September 24, 2002.
2. Enclosed is a substitute specification under 37 C.F.R. § 1.125. The undersigned hereby verifies that no new matter is added in this substitute specification.
3. Enclosed is a Request for Non-Publication of Application and Certification Under 35 U.S.C. § 122(b)(2)(B)(i).
4. A Preliminary Amendment is enclosed.
5. The filing fee is calculated on the basis of the claims existing in the prior application as amended in the Preliminary Amendment filed herewith.

Basic Application Filing Fee				\$770	\$ 770.00
	Number of Claims	Basic	Extra Claims		
Total Claims	26	-	20	6 x \$18	108.00
Independent Claims	1	-	3	0 x \$86	
<input type="checkbox"/> Presentation of Multiple Dep. Claim(s)				+\$290	
Subtotal					\$
Reduction by 1/2 if small entity					-
TOTAL APPLICATION FILING FEE					\$ 878.00

6. A check in the amount of \$ 878.00 to cover the filing fee is enclosed.
7. The Commissioner is hereby authorized to charge any fees which may be required including fees due under 37 C.F.R. § 1.16 and any other fees due under 37 C.F.R. § 1.17, or credit any overpayment during the pendency of this application to Deposit Account No. 06-0916.
8. New acceptable drawings are enclosed.
9. The prior application is assigned of record to: Aventis Pharma Deutschland GmbH.
10. Priority of Application No. 19947457.5, filed on October 2, 1999 in Germany is claimed under 35 U.S.C. § 119. A certified copy
 is enclosed or is on file in a prior application.
11. Small entity status is appropriate and applies to this application.
12. The power of attorney in the prior application is to at least one of the following: FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P., Douglas B. Henderson, Reg. No. 20,291; Ford F. Farabow, Jr., Reg. No. 20,630; Arthur S. Garrett, Reg. No. 20,338; Donald R. Dunner, Reg. No. 19,073; Brian G. Brunsvoold, Reg. No. 22,593; Tipton D. Jennings, IV, Reg. No. 20,645; Jerry D. Voight, Reg. No. 23,020; Laurence R. Hefter, Reg. No. 20,827; Kenneth E. Payne, Reg. No. 23,098; Herbert H. Mintz, Reg. No. 26,691; C. Larry O'Rourke, Reg. No. 26,014; Albert J. Santorelli, Reg. No. 22,610; Michael C. Elmer, Reg. No. 25,857; Richard H. Smith, Reg. No. 20,609; Stephen L. Peterson, Reg. No. 26,325; John M. Romary, Reg. No. 26,331; Bruce C. Zotter, Reg. No. 27,680; Dennis P. O'Reilley, Reg. No. 27,932; Allen M. Sokal,

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13. The power appears in the original declaration of the prior application.
14. Since the power does not appear in the original declaration, a copy of the power in the prior application is enclosed.
15. Please address all correspondence to FINNEGAN, HENDERSON, FARABOW, GARRETT and DUNNER, L.L.P., 1300 I Street, N.W., Washington, D.C. 20005-3315, **Customer Number 22,852**.

16. Recognize as associate attorney _____
17. Also enclosed is an Information Disclosure Statement and Form PTO-1449.

PETITION FOR EXTENSION. If any extension of time is necessary for the filing of this application, including any extension in parent Application No. 10/252,385, filed on September 24, 2002, for the purpose of maintaining copendency between the parent application and this application, and such extension has not otherwise been requested, such an extension is hereby requested, and the Commissioner is authorized to charge necessary fees for such an extension to our Deposit Account No. 06-0916. A duplicate copy of this paper is enclosed for use in charging the deposit account.

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: October 24, 2003

By: 
Steven J. Scott
Reg. No. 43,911